HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 17423 of 1998

Dated 14th March, 2007

Between

Syed Jamaluddin

…..Petitioner

and

Government of Andhra Pradesh, rep. By its Secretary,
Revenue Department, Secretariat, Hyderabad, and ors

….Respondents.
…Respondents

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 17423 of 1998

ORDER:

In this Writ Petition, the petitioner seeks Writ of Mandamus to declare the action of the respondents in not re-conveying the land ad measuring Ac.10-31 guntas covered by Sy. Nos. 134, 136, 137, 139 and 143 and Ac.3.38 guntas covered by Sy.Nos. 130, 131 and 137 of Kuthubullapur village and Mandal, in Ranga Reddy District as illegal and arbitrary.

The aforementioned lands of the petitioner were acquired as

early as in the year 1962 under the provisions the Land Acquisition Act, 1894. Consequent to the issuance of the notification under Section 4(1) of the Land Acquisition Act, 1894, Award was passed and compensation was paid to the petitioner. Thereafter, a reference was sought under Section 18 of the Act and the same was referred in O.P.No. 251 of 1963 and the Reference Court by its adjudication dated 30-7-1966 enhanced the compensation and the said enhanced compensation was also received by the petitioner. This Writ Petition was filed in the year 1998 seeking direction to re-convey the land as contemplated under Clause 32 of the A.P. Board of Revenue Standing Orders on the ground that the same was not utilized for any other purpose,

Though the Writ Petition is of the year 1998, no counter affidavit is filed.

The petitioner having received the compensation under the provisions of the Land Acquisition Act 1894 as early as in the year 1962 and further received the enhanced compensation in the year 1966, cannot seek relief for re-conveyance after this length of time. Clause 32 of the A.P. Board of Revenue Standing Orders has no relevance at all. In that view of the matter, I do not find any ground for grant of relief as prayed in the Writ Petition.

The Writ Petition is devoid of merits and is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 14-03-2007.
Msnr.

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